

## Office of the Secretary of Defense

## § 64.1

### PENNSYLVANIA

Division Manager, Citation Processing Division, room 302, Bureau of Traffic Safety Operations, Department of Transportation, Harrisburg, Pennsylvania 17120

### RHODE ISLAND

Department of Motor Vehicles, State Office Building, Providence, Rhode Island 02903, (401) 277-2994

### SOUTH CAROLINA

Motor Vehicle Administrator, P.O. Box 1498, Columbia, South Carolina 29216, (803) 758-8428

### SOUTH DAKOTA

Driver Improvement Program, 118 W. Capitol, Pierre, South Dakota 57501-2080, (605) 773-4128

### TENNESSEE

Financial Responsibility Section, P.O. Box 945, Nashville, Tennessee 37202, (615) 741-3954

### TEXAS

Director, Motor Vehicle Division, 40th and Jackson Avenue, Austin, Texas 78779, (512) 465-7611

### UTAH

Chief, Drivers License Bureau, 317 State Office Building, Salt Lake City, Utah 84114, (801) 965-4411

### VERMONT

Director of Law Administration, Department of Motor Vehicles, 120 State Street, Montpelier, Vermont 05603, (Mail inquiries only)

### VIRGINIA

Division of Motor Vehicles, Attn: Driver's Licensing and Information Department, 2300 W. Broad Street, Richmond, Virginia 23269, (804) 257-0410

### WASHINGTON

Department of Licensing, Driver Services Division, Highway Licensing Building, Olympia, Washington 98504, (206) 753-6976

### WEST VIRGINIA

Department of Motor Vehicles, 1800 Washington Street, East, Charleston, West Virginia 25317, (304) 348-0238

### WISCONSIN

Driver Record File, Department of Transportation, P.O. Box 7918, Madison, Wisconsin 53707-7918, (608) 266-2360

### WYOMING

Criminal Identification Division, Boyd Building, Cheyenne, Wyoming 82002

### NDR

National Driver Register, room 5117, NHTSA, 400 7th Street SW, Washington, DC 20509

### DISTRICT OF COLUMBIA

District of Columbia Department of Transportation, Bureau of Motor Vehicles Services, 301 C Street NW, Washington, DC 20001

### GUAM

Mr. Patrick Wolfe, Deputy Director, Revenue and Taxation, Government of Guam, Agana, Guam 96910

### PUERTO RICO

Mr. Jose A. Zayas-Berdecia, Director, Bureau of Motor Vehicles, P.O. Box 41243, Santurce, Puerto Rico 00940

### VIRGIN ISLANDS

(Does not participate in the National Driver Register)

## PART 64—MANAGEMENT AND MOBILIZATION OF REGULAR AND RESERVE RETIRED MILITARY MEMBERS

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AUTHORITY: 10 U.S.C. 672(a), 675, 688, and 973.

SOURCE: 55 FR 9319, Mar. 13, 1990, unless otherwise noted.

### § 64.1 Purpose.

This part implements sections 672(a), 675, 688, and 973 of title 10, United States Code, by prescribing uniform policy and procedures governing the

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peacetime management of retired military personnel, both Regular and Reserve, in preparation for their use during a mobilization.

### § 64.2 Applicability and scope.

This part:

(a) Applies to the Office of the Secretary of Defense (OSD); the Military Departments (including their National Guard and Reserve components); the Chairman, Joint Chiefs of Staff (Joint Staff); the Coast Guard and its Reserve component (by agreement with the Department of Transportation (DoT)); and the Defense Agencies (hereafter referred to collectively as “DoD Components”). The term “Military Services,” as used herein, refers to the Army, Navy, Air Force, Marine Corps, and Coast Guard (by agreement with the DoT).

(b) By agreement with non-DoD organizations that have DoD-related missions, includes organizations with Defense-related missions, such as the Federal Emergency Management Agency (FEMA), the Selective Service System (SSS), and the organizations with North Atlantic Treaty Organization (NATO)-related missions.

### § 64.3 Definitions.

(a) *Key employee.* Any Reservist, or any military retiree (Regular or Reserve) identified by his or her employer, private or public, as filling a key position.

(b) *Key position.* A civilian position, public or private (designated by the employers and approved by the Secretary concerned), that cannot be vacated during war or national emergency.

(c) *Military retiree categories*—(1) *Category I.* Nondisability military retirees under age 60 who have been retired less than 5 years.

(2) *Category II.* Nondisability military retirees under age 60 who have retired 5 years or more.

(3) *Category III.* Military retirees, including those retired for disability, other than categories I or II retirees (includes warrant officers and health-care professionals who retire from active duty after age 60).

(d) *Military retirees or retired military members.* (1) Regular and Reserve offi-

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cers and enlisted members who retire from the Military Services under 10 U.S.C. chapters 61, 63, 65, 67, 367, 571, 573, or 867 and 14 U.S.C. chapters 11 and 21.

(2) Reserve officers and enlisted members eligible for retirement under one of the provisions of law in definition (d)(1) who have not reached age 60 and who have not elected discharge or are not members of the Ready Reserve or Standby Reserve (including members of the Inactive Standby Reserve).

(3) Members of the Fleet Reserve and Fleet Marine Corps Reserve under 10 U.S.C. 6330.

### § 64.4 Policy.

It is DoD policy that military retirees shall be ordered to active duty (as needed) to fill personnel shortfalls due to mobilization or other emergencies, as described in 10 U.S.C. 672 and 688. DoD Components and the Coast Guard shall plan to use as many retirees, as necessary, to meet national security needs. Military retirees may be used as follows:

(a) To fill shortages in, or to augment, deployed or deploying units.

(b) To fill shortages in, or to augment, supporting units and activities in the Continental United States (CONUS), Alaska, and Hawaii.

(c) To release other military members for deployment overseas.

(d) Subject to the limitations of 10 U.S.C. 973, to fill Federal civilian workforce shortages within the Department of Defense, the Coast Guard, or other Government entities.

(e) To meet national security needs in organizations outside the Department of Defense with Defense-related missions.

### § 64.5 Responsibilities.

(a) The *Assistant Secretary of Defense (Reserve Affairs)* (ASD(RA)) and the *Assistant Secretary of Defense (Force Management and Personnel)* (ASD(FM&P)) shall provide overall policy guidance for the management and mobilization of DoD military retirees. In addition, the *Assistant Secretary of Defense (Force Management and Personnel)* (ASD(FM&P)) shall: